

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Andrew A. YOUNG *et al.*

Appln. No.: 10/656,093

Filed: September 5, 2003

For: *Inotropic and Diuretic Effects of
GLP-1 and GLP-1 Agonists*

Art Unit: 1651

Examiner: HEARD, Thomas
Sweeney

Confirmation No.: 8873

Atty. Docket: 256/152 DIV

RESPONSE RESTRICTION REQUIREMENT AND ELECTION OF SPECIES

United States Patent and Trademark Office
Commissioner for Patents
Mail Stop Amendment
P.O. Box 1450
Alexandria VA 22313-1450

Sir:

This communication is filed in response to the Office action dated September 5, 2007 requiring Applicant to elect an invention from one of nine restriction groups under 35 U.S.C. 121. Applicant hereby elects, without traverse, Group III containing claims 5, 7 and 27-30.

In the Office action, Applicant was further required to elect a species. Applicant hereby elects, without traverse, GLP-1 [SEQ ID NO: 3], which is as follows:

His Ala Glu Gly Thr Phe Thr Ser Asp Val Ser Ser Tyr Leu Glu Gly Gln Ala Ala Lys Glu
Phe Ile Ala Trp Leu Val Lys Gly Arg-NH₂.

The elected species reads upon currently elected claims 5, 7 and 27-30.

Applicants respectfully request examination of the claims on the merits.

Applicant hereby requests a one month extension of time under 37 C.F.R. 1.136(a) to respond to the current Office action and authorizes the Commissioner to charge Applicant's Deposit Account No. 010535 the amount set forth in 37 C.F.R. 1.17(a). Applicant believes no additional fee is due, however, if any additional fee is due, the Commissioner is hereby authorized to charge payment of any fees associated with this communication, to Applicant's Deposit Account No. 010535. Additionally, the Commissioner is hereby authorized to charge payment or credit overpayment of any fees during the pendency of this application to Applicant's Deposit Account No. 010535.

Respectfully submitted,
AMYLIN PHARMACEUTICALS, INC.

Dated: 5-Nov-07

By: /s/ James E. Butler
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